

FORM-PTO-1390  
(Rev. 10-96)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

# TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

001560-363

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

09/331759

PRIORITY DATE CLAIMED  
27 December 1996INTERNATIONAL APPLICATION NO.  
PCT/JP97/04898INTERNATIONAL FILING DATE  
26 December 1997

TITLE OF INVENTION  
CULTURE MEDIUM FOR CULTURING A MICROORGANISM, AND PROCESSES OF PRODUCING UNSATURATED  
FATTY ACIDS AND LIPIDS CONTAINING THE SAME

APPLICANT(S) FOR DO/EO/US  
Kenichi HIGASHIYAMA; Toshiaki YAGUCHI; Kengo AKIMOTO; and Sakayu SHIMIZU

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
  3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and the PCT Articles 22 and 39(1).
  4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
    - b. ☐ has been transmitted by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
    - b. ☐ have been transmitted by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
  10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern other document(s) or information included:
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
  12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
  14. ☐ A substitute specification.
  15. ☐ A change of power of attorney and/or address letter.
  16. ☐ Other items or information:

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50)	INTERNATIONAL APPLICATION NO. PCT/JP97/04898	ATTORNEY'S DOCKET NUMBER 001560-363
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17. <input checked="" type="checkbox"/> The following fees are submitted:	<b>CALCULATIONS</b>	PTO USE ONLY																
<b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b>  Search Report has been prepared by the EPO or JPO ..... \$840.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) ..... \$670.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) ..... \$760.00  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$970.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) ..... \$96.00  <div style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>	\$ 970.00																	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30	\$ 000.00																	
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:20%;">Claims</th> <th style="width:20%;">Number Filed</th> <th style="width:20%;">Number Extra</th> <th style="width:20%;">Rate</th> </tr> <tr> <td>Total Claims</td> <td style="text-align: center;">27 -20 =</td> <td style="text-align: center;">7</td> <td style="text-align: center;">X\$18.00</td> </tr> <tr> <td>Independent Claims</td> <td style="text-align: center;">7 -3 =</td> <td style="text-align: center;">4</td> <td style="text-align: center;">X\$78.00</td> </tr> <tr> <td colspan="3">Multiple dependent claim(s) (if applicable)</td> <td style="text-align: center;">+ \$260.00</td> </tr> </table>	Claims	Number Filed	Number Extra	Rate	Total Claims	27 -20 =	7	X\$18.00	Independent Claims	7 -3 =	4	X\$78.00	Multiple dependent claim(s) (if applicable)			+ \$260.00	\$ 126.00	
Claims	Number Filed	Number Extra	Rate															
Total Claims	27 -20 =	7	X\$18.00															
Independent Claims	7 -3 =	4	X\$78.00															
Multiple dependent claim(s) (if applicable)			+ \$260.00															
	\$ 312.00																	
	\$ 000.00																	
<b>TOTAL OF ABOVE CALCULATIONS =</b>	<b>\$ 1,408.00</b>																	
Reduction for 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).	\$ 000.00																	
<b>SUBTOTAL =</b>	<b>\$ 1,408.00</b>																	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30	\$ 000.00																	
<b>TOTAL NATIONAL FEE =</b>	<b>\$ 1,408.00</b>																	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +	\$ 40.00																	
<b>TOTAL FEES ENCLOSED =</b>	<b>\$ 1,448.00</b>																	
	Amount to be: refunded \$																	
	charged \$																	

- a. ☒ A check in the amount of \$ 1,448.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 02-4800 in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Ronald L. Grudziecki  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

  
 SIGNATURE

For: Donna M. Meuth  
 NAME

36,607  
 REGISTRATION NUMBER

Reg. No. 24118

June 25, 1999